IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40399 of 2008
RAJ KISHORE SAH
Versus
STATE OF BIHAR
---

2. 22.10.2008 Heard Sri Rajeev Ranjan NO.1, Advocate for the petitioner and the learned A.P.P. for the State.

The petitioner was arrested by the police and on search he was found carrying a country made pistol loaded with a cartridge which was seized as per description in the FIR.

The contention is that the allegations are false and the recovery is untrue and that the petitioner has remained in custody since 16.6.2008.

Be that as it may, considering that there is a recovery of effective arms from the possession of the petitioner, I am not inclined to direct the release of the petitioner on bail.

Petition is dismissed.

However, if the trial is not concluded within one year from the date of remand of the petitioner in the case, i.e., Town P.S.Case No.230 of 2008, the C.J.M.Muzaffarpur shall release the petitioner on bail to his own satisfaction.

(Dharnidhar Jha, J.)

B.Kr.

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